Application Number	Application/Co		Applicant(s)/Patent (Reexamination SUN ET AL.	under						
Document Code - DISQ		Internal Do	cument – DC	cument – DO NOT MAIL						
TERMINAL DISCLAIMER	APPROVI	ED	☐ DISAPP	ROVED						
Date Filed : November 4, 2005	to a Te	nt is subject erminal laimer								
Approved/Disapproved by:										
Henry D. Jefferson										

U.S. Patent and Trademark Office

T.D. INFORMAL MEMO: DO NOT MAIL THIS MEMO TO APPLICANT

Date:			04-Nov-05		APPL. S. N:		09938337	J		
To Exam	iner:		LEE, RICHARD J.		Art Unit		2613			
From			Jefferson, Henry PARALEGAL SPCECIALIS	т	Return This Memo To: O Drop-Off Location	Case	JEF-2D68	J		
SUBJEC	T: Decision	on on Ter	rminal Disclaimer(T.D.) filed:							
form par or have	agraphs i any quest	identified tions, ple	viewed the submitted T.D. with I by this informal memo in your ase see me or the Special Prog ED TO APPLICANT OR (2) PLAC	next O	ffice action to notify appl aminer. THIS IS AN INFO	licant of t DRMAL, IN	the T.D. If you disa NTERNAL MEMO ON	agree NLY.		
please in	itial, date	e and reti	urn this memo to me. THANK Y	ου.	•					
V	The T.D.	is PROP	ER and has been recorded (see	14.23)						
	The T.D.	is NOT F	PROPER and has not been accep	oted for	the reason(s) checked b	elow (se	e 14.24):			
		The TD use of a	fee of has not been so	ubmitte	d nor is there any author	rization ir	the application fil	e for the		
		The T.D. does not satisfy Rule 321 in that the person who has signed the T.D. has not stated the extent of his/her interest (and/or the extent of the interest of the business entity represented by the signature) in the application/patent (see 14.26 & 14.26.01).								
		The T.D. lacks the enforceable only during common ownership clause – needed to overcome a non-statutory double patenting rejection, Rule 321(b) (see 14.27.01).								
		The T.D. is directed to a particular claim(s), which is not acceptable since "the disclaimer must be for a terminal portion of the term of the entire patent to be granted" (MPEP 1490) (see 14.26 & 14.26.02).								
		The person who signed the T.D.:								
			is not an attorney "of record"	(see 1	4.29 and 14.29.01).					
			has failed to state his/her cap	acity to	sign for the business en	ntity (see	14.28).			
			is not recognized as an office	r of the	assignee (see 14.29 & p	ossible 1	4.29.02).			
		No documentary evidence of a chain of title from the original inventor(s) to assignee has been submitted, nor is the reel and frame number specified as to where such evidence is recorded in the Office (see 37 CFR 3.73(b) and 1140 O.G. 72). NOTE: This documentary evidence or the specifying of the reel at frame number may be found in the T.D. or in a separate paper of record in the application (see 14.30).								
		The T.D. is not signed (see 14.26 & 14.26.03					•			
		The serial number of the application (or the number of the patent) which forms the basis for the double patenting rejection is missing or incorrect (see 14.32).								
		The serial number of this application (or the number of the patent in reexam or reissue cases being disclaimed is missing or incorrect (see 14.26, 14.27.02 or 14.26.05).								
		The period disclaimed is incorrect or not specified (see 14.26, 14.27.02 or 14.26.03).								
		Other:								
		Suggestion to request refund (see 14.36). NOTE: If already authorized, credit refund to deposit account and do not check this item.								
have a	opropriate	ely notifie	ed applicant(s) of the status of	the Ter	minal Disclaimer filed in t	this case.	•			
Ex.Initial	s:						Log Date:			

PATENT APPLICATION Docket No. 8371-141

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Shijun Sun, et al.

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Serial No.

09/938,337

Examiner:

Lee, Richard

OCT 2 5 2005

Confirmation No.

1312

Filed:

August 23, 2001

Group Art Unit: 2613

For:

METHOD AND APPARTUS FOR MOTION VECTOR CODING WITH GLOBAL MOTION PARAMETERS

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

TERMINAL DISCLAIMER (37 C.F.R. 1.321)

- 1. The person making this declaration is Michael A. Cofield, an attorney of record for the above-referenced patent application.
- 2. Certain claims of U.S. Patent Application Ser. No. 09/938,337 are provisionally rejected based on nonstatutory double patenting in view of pending U.S. Patent Application Ser. No. 10/094,043 ("Sun"), filed on March 8, 2002.
- 3. The owner, Sharp Laboratories of America, Inc., of one hundred percent interest in the instant application hereby disclaims the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term of any patent granted on pending U.S. Application 10/094,043 ("Sun"), filed on March 8, 2002, as such term is defined in 35 U.S.C. 154 and 173, and as the term of any patent granted on Sun may be shortened by any terminal disclaimer filed prior to the grant of any patent on Sun. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patent granted on Sun are

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PAGE 12/13 * RCVD AT 10/25/2005 6:22:38 PM (Eastern Daylight Time) * SVR:USPTO-EFXRF-6/29 * DNIS:2738300 * CSID:5032744622 * DURATION (mm-ss):03-50

commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Dated: 10/25/05

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